

SO ORDERED.

SIGNED this 07 day of December, 2010.



ROBERT E. LITTLEFIELD, JR.
CHIEF UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

In re:

ROYAL HOSPITALITY LLC
d/b/a Comfort Suites,

Case No. 10-13090

Chapter 11

Debtor.

FOURTH INTERIM ORDER AUTHORIZING
DEBTOR'S USE OF CASH COLLATERAL

Upon the Order to Show Cause dated August 19, 2010, and the Application by the Debtor for use of cash collateral, and upon the filing of an affidavit of proper service thereof, and the matter being heard before the Court for hearings on August 25, 2010, September 22, 2010, October 20, 2010 and December 1, 2010, and upon the appearance of Hodgson Russ LLP, Richard L. Weisz, Esq. of Counsel, attorneys for the Debtor; Maynard O'Connor Smith & Catalinotto, LLP, James R. Schultz, Esq. of Counsel, attorneys for CIT Lending Services Corporation; Lemery Greisler LLC, Paul A. Levine, Esq. of Counsel, attorneys for Empire State Certified Development Corp., as Servicing Agent for the United States Small Business

Administration; and Kevin Purcell, Esq. of the Office of United States Trustee, and upon the consent of the parties appearing, it is hereby

ORDERED, that the Debtor shall be entitled to use cash collateral until further Order of this Court for the payments identified in its Budget for November and December, 2010 attached hereto, subject to the following conditions:

(1) CIT Lending Services Corporation is paid \$41,000.00 on or before December 5, 2010;

(2) Empire State Certified Development Corp., as Servicing Agent for the United States Small Business Administration, is paid \$8,500.00 on or before December 5, 2010;

(3) Peter Shabat is paid \$1,500.00 on or before December 5, 2010;

(4) Marilyn Stark, and her sons, George P. Stark and Michael J. Stark, continue to receive only \$1,000.00 per week from the Debtor and George H. Stark receives nothing from the Debtor;

(5) That all fees due to the Office of United States Trustee are paid, and it is further

ORDERED, that all secured creditors shall receive a replacement and rollover lien on collateral subject to their secured claims as adequate protection, and it is further

ORDERED, that a further hearing on the Debtor's use of cash collateral shall take place before this Court on **January 12, 2011 at 10:30 a.m.**

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Royal Hospitality LLC Case #10-23090- Chapter 11
Budget
November and December 2010

	<u>Nov 10</u>	<u>Dec 10</u>
Ordinary Income/Expense		
Income		
4000 · Sales		
4010 · Taxable Sales	65,000.00	76,000.00
Total 4000 · Sales	65,000.00	76,000.00
4200 · Miscellaneous Income		
4203 · Misc		
4205 · Vendor Credit		
Total 4200 · Miscellaneous Income	<u> </u>	<u> </u>
Total Income	<u>65,000.00</u>	<u>76,000.00</u>
Gross Profit	65,000.00	76,000.00
Expense		
6000 · Advertising and Promotion	0.00	300.00
6020 · Automobile Expense		
6020 · Automobile Expense - Other	875.00	875.00
Total 6020 · Automobile Expense	<u>875.00</u>	<u>875.00</u>
6040 · Bank Service Charges	1,800.00	2,100.00
6090 · Cleaning & Sanitation	1,000.00	1,000.00
6170 · Commissions	0.00	0.00
6180 · Computer and Internet Expenses	0.00	0.00
6247 · Dues & Subscriptions	0.00	0.00
6280 · Franchise Fees		
6281 · Franchise Fees	15,000.00	5,500.00
6282 · Franchise Commissions	4,000.00	5,000.00
Total 6280 · Franchise Fees	<u>19,000.00</u>	<u>10,500.00</u>
6290 · Hotel Supplies	19,500.00	16,100.00
6330 · Insurance Expense		
6331 · DBL Insurance	0.00	0.00
6333 · Liability Insurance	4,000.00	4,000.00
6337 · Workers Compensation Ins	0.00	0.00
Total 6330 · Insurance Expense	<u>4,000.00</u>	<u>4,000.00</u>
6340 · Interest Expense		
6341 · Leach Interest Expense		
6345 · Shabbat Interest	1,500.00	1,500.00

Royal Hospitality LLC Case #10-23090- Chapter 11 Budget

November and December 2010

	Nov 10	Dec 10
6340 · Interest Expense - Other		
Total 6340 · Interest Expense	1,500.00	1,500.00
6370 · Lease Expense		
6380 · License & Registration		
6460 · Miscellaneous		
6465 · O/s Tax obligations	1,000.00	1,000.00
6490 · Office Supplies	300.00	300.00
6600 · Payroll Expenses		
6601 · Officers Salary	12,000.00	12,000.00
6603 · Payroll	15,000.00	15,000.00
Total 6600 · Payroll Expenses	27,000.00	27,000.00
6610 · Payroll Taxes		
6611 · Fica/Medicare Taxes	1,685.00	1,685.00
6613 · FUI Expense	15.00	15.00
6615 · SUI Expense	100.00	100.00
Total 6610 · Payroll Taxes	1,800.00	1,800.00
6650 · Penalties		
6670 · Professional Fees		
6671 · Accounting	7,000.00	7,000.00
6674 · Surveyors		
6675 · Legal		
Total 6670 · Professional Fees	7,000.00	7,000.00
6678 · Promotional Ticket Sales		
6680 · Real Estate Taxes		
6690 · Rent Expense		
6692 · SBA/Colson Services	8,500.00	8,500.00
6691 · CIT Lending Services	41,000.00	41,000.00
6690 · Rent Expense - Other		
Total 6690 · Rent Expense	49,500.00	49,500.00
6700 · Rental Exp Misc		
6701 · Equipment Rental		
Total 6700 · Rental Exp Misc		
6720 · Repairs and Maintenance		
6721 · Building Repairs	4,000.00	4,000.00
6723 · Equipment Repairs	500.00	500.00
6725 · Landscaping	5,000.00	0.00
Total 6720 · Repairs and Maintenance	9,500.00	4,500.00

Royal Hospitality LLC Case #10-23090- Chapter 11 Budget

November and December 2010

	Nov 10	Dec 10
6800 · Taxes		
6801 · Corporation Franchise Tax		
Total 6800 · Taxes		
6810 · Telephone Expense	650.00	650.00
6860 · Utilities		
6861 · Cable TV	0.00	1,550.00
6863 · Gas & Electric	13,000.00	18,000.00
6864 · Security		
6865 · Water & Sewer	9,600.00	0.00
Total 6860 · Utilities	22,600.00	19,550.00
Total Expense	167,025.00	147,675.00
Net Ordinary Income	-102,025.00	-71,675.00
Other Income/Expense		
Other Expense		
9500 · Void		
Total Other Expense		
Net Other Income		
Net Income	-102,025.00	-71,675.00